IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 4787 of 2005.
IN
FIRST APPEAL NO. 717 OF 2006.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Shri R.A.Thorat for the Applicant.

Shri J.Xavier for the Respondent.

CORAM : ABHAY S.OKA, J.

DATED : 17th April, 2006.

P.C.:

1. Rule. The Respondent waives service. Taken up for hearing forthwith.

2. As the First Appeal is admitted for final hearing, the suit structure will have to be protected.

3. Hence there will be interim relief in terms of prayer clause (a) subject to condition that the Applicant will not carry out any additions and alterations to the suit structure without the permission of the Respondents and will not part with possession of the suit structure in favour of any third party. There will be no order as to costs.

Judge.